U.S. DISTRICT COURT NORTHERN DISTRICT OF TEXAS Case 7:12-cr-00005-O Document 306 Filed 11/19/12 FILED IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF EXAS NOV 1 9 2012 WICHITA FALLS DIVISION CLERK, U.S. DIST UNITED STATES OF AMERICA 8888 NO: 7:12-CR-05-O  $\mathbf{V}$ **RANDALL WAYNE EZZELL (10)** 

## REPORT AND RECOMMENDATION CONCERNING PLEA OF GUILTY

RANDALL WAYNE EZZELL, by consent, under authority of <u>United States v. Dees</u>, 125 F.3d 261 (5<sup>th</sup> Cir. 1997), has appeared before me pursuant to Fed. R. Crim. P. 11, and has entered a plea of guilty to **Count 1 of the Indictment**. After cautioning and examining **RANDALL** WAYNE EZZELL under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense charged is supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted and that **RANDALL** WAYNE EZZELL be adjudged guilty and have sentence imposed accordingly.

Date: November 19, 2012

UNITED STATES MAGISTRATE JUDGE

## **NOTICE**

Failure to file written objections to this Report and Recommendation within fourteen (14) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).